
Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
William A. Chapman)	File No. EB-04-PA-097
)	
Feasterville, Pennsylvania)	
)	
)	NOV No. V20043240015
)	

NOTICE OF VIOLATION

Released: July 2, 2004

By the District Director, Philadelphia Office, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to William A. Chapman, the licensee of Amateur Radio Service Station KB3IXS.

2. On June 2, 2004, between 7:30 p.m. and 8:45 p.m., an agent of the Commission's Philadelphia Office used direction finding techniques to determine that Chapman operated radio transmitting equipment on the frequency 146.550 MHz from 152 East Myrtle Avenue, Feasterville, Pennsylvania 19053. The FCC agent monitored Chapman's radio communications and observed that Chapman was in violation of the following:

- a. 47 C.F.R. § 97.119(a): "Each amateur station, except a space station or telecommand station, must transmit its assigned call sign on its transmitting channel at the end of each communication, and at least every 10 minutes during a communication, for the purpose of clearly marking the source of the transmissions from the station known to those receiving the transmissions. No station may transmit unidentified communications or signals, or transmit as the station call sign, any call sign not authorized to that station. On June 2, 2004 between 7:30 p.m. and 8:45 p.m., Chapman failed to transmit his amateur radio service call sign KB3IXS every 10 minutes on the frequency 146.55 MHz during his communication with other radio operators.
- b. 47 C.F.R. § 97.113(a): "No amateur station shall transmit...obscene or indecent words or language..." On June 2, 2004 at 7:50 p.m., Chapman transmitted the word "shit" on the frequency 146.55 MHz.

¹ 47 C.F.R. § 1.89.

Federal Communications Commission

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, William A. Chapman must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific actions taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective actions. The response must be complete in itself and signed by a principal or officer of the licensee with personal knowledge of the matter. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
Philadelphia Office
One Oxford Valley Building, Suite 404
2300 East Lincoln Highway
Langhorne, Pennsylvania 19047

4. This Notice shall be sent to William A. Chapman, 152 East Myrtle Avenue, Feasterville, Pennsylvania 19053.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

John E. Rahtes
District Director
Philadelphia Office

² 47 U.S.C. § 308(b).

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*